IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 14853 of 2005

Between:

K. Ramachandra Rao S/o. K. Samba Siva Rao
Tirupathi, Chittoor District.

..... PETITIONER

AND

1 APSRTC, Rep. by its Vice-Chairman and Managing Director
Musheerabad, Hyderabad, A.P.
2 Deputy Chief Personal Manager APSRTC, Nellore Zone,

Holding Office at Nellore, Nellore District, A.P.
3 Depot. Manager, APSRTC,
Tirupathi Depot. Chittoor District, A.P.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to pass an appropriate writ or order or direction under Article 226 of the Constitution of India, particularly one in the nature of writ of mandamus, declaring the action of the respondents in not granting 12 years stagnation increment on completion of 12 years of service with effect from 1-8-2001 in the cadre of Stenographers as unjust, arbitrary, illegal and direct the respondents to grant special Grade after completion of 12 years of service in the cadre of stenographer w.e.f.1-8-2001 after calling for the records.

Counsel for the Petitioner :Mr.NUTHALAPATI KRISHNA MURTHY

Counsel for the Respondents: Mr.P.VINAYAKA SWAMY

The Court at the stage of admission made the following :

ORDER:

This writ petition is filed by the petitioner aggrieved by the
in action of the respondent-Corporation in granting stagnation increments on completion of the period of 12 years, and sought for appropriate direction to the respondent-Corporation for grant of the same.

It is stated that the petitioner was appointed as a stenographer on 30-11-1988 by the Regional Manager of Vikramasimha Region, Nellore. Thereafter, he was posted to Tirupathi region, and is being continued as a stenographer. It is stated that the petitioner had completed 12 years of service as a stenographer, therefore, he is entitled for stagnation increments.

At the time of hearing, however, the learned counsel for the petitioner has fairly stated that the petitioner when appointed as
a stenographer was drawing the lower scale, but in the year 1993, his scale was fixed as stenographer higher grade with effect from 30-07-1993. However, according to the petitioner, as his cadre continued as a stenographer, he is entitled for the stagnation increments.

Heard the learned counsel for the petitioner and the learned standing counsel.

As the petitioner's claim is that he is entitled for stagnation increments in terms of the circular issued by the respondent-Corporation, the respondent-Corporation is directed to consider the case of the petitioner, as to the petitioner's entitlement in terms of the circular for stagnation increments, on completion of 12 years of service as a stenographer. The respondent-Corporation is directed to pass appropriate orders within Six Weeks from the date of receipt of a copy of this order and if the petitioner is entitled for stagnation increments, he is also entitled for all consequential benefits.

The writ petition is accordingly disposed of. No order as to costs.

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S. ANANDA REDDY, J.

Dated: 11..07..2005.

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To

1 The Vice-Chairman and Managing Director
APSRTC, Musheerabad, Hyderabad, A.P.

2 Deputy Chief Personal Manager APSRTC, Nellore Zone,

Holding Office at Nellore
Nellore District, A.P.

3 Depot. Manager, APSRTC
Tirupathi Depot. Chittoor District, A.P.

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